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200:

			9-cv-0		SI D	ocume	nt 206		ed 11/03/08
28:25	28:19-23	14:3-6	13:16-24	12:4-7				5:13-15	Plaintiffs' Designations
									Defendants' Objections
									Plaintiffs' Responses to Defendants' Objections
					9:23-10:11	9:18-20	9:12-15		Defendants' Cross Designations
									Plaintiffs? Objections and Counter-Designations
									Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations

		OR	State of mind exception, probative of intent or motive of llajes in staging protest. FRE	Inadmissible hearsay. FRE 802.	38:14-16
		92	State of mind exception, probative of intent or motive of llajes in staging protest. FRE 803(3)	Inadmissible hearsay. FRE 802.	38:10-11
					34:14-19
					34:9-11
					31:4-5
					30:21-25
Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	Plaintiffs' Objections and Counter-Designations	Defendants? Cross Designations	Plaintiffs' Responses to Defendants' Objections	Defendants' Objections	Plaintiffs' Designations
	IINATION DESIGNATIONS AYOJO (text) 7, 2005	AJEMU OSUPA ons in italicized t September 14-17.	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	PLAINTIFFS' DI	

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38:19-39:3		Plaintiffs? Designations	
38:19-21: Inadmissible hearsay. FRE 802. 38:22-39:3: Testimony regarding the character of the witness offered to prove action in conformity therewith is barred by 404(b); inadmissible hearsay. FRE 404(b), 802.		Defendants' Objections	PLAINTIFFS' DI
State of mind exception, probative of intent or motive of llajes in staging protest. FRE 803(3). FRE 404(b) deals with the inadmissibility of crimes, wrongs or acts to prove action in conformity therewith, and thus is inapplicable to this evidence. Further, as noted above, the evidence is properly admissible under FRE 803(3).	803(3)	Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
THE WARD OF THE WA		Defendants' Cross Designations	CROSS EXAMI AJEMU OSUPA ons in italicized t September 14-17
Sign Sign Sign Sign Sign Sign Sign Sign		Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
		Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

Page 4 c			Depositions taken on September 14-17, 2005	September 14-1	7, 2005
	Plaintiffs' Defendant Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations
	43:6-14				
				45:20-46:8	Improper counterdesignation, because not necessary for completeness of any designation by plaintiffs.
					P
Case				47:19-23	Improper counter-
				Exhibit 1479	necessary for completeness of any designation by

11/03/06 Page 5 01 03	Fileu 11/	Document 2002	Case 3.99-CV-02500-51
Plaintiffs' Designations			
Defendants' Objections			
OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Plaintiffs? Responses to Defendants? Plain Cross Counter-Designations Designations			
AJEMU OSUP, ons in italicized September 14-1 September 14-1 Defendants' Cross Designations			48:2-10 Exhibit 1479
AYOJO d text) 17, 2005 Plaintiffs' Objections and Counter-Designations	plaintiffs.	0	Improper counterdesignation, because not necessary for completeness of any designation by plaintiffs.
Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	Counter-Designations surrounding this witness	related to many of plaintiffs' designations, including the testimony designated by plaintiffs at 49:6-7; 49:10-24.	This designation is well within the scope of plaintiffs' direct, which inquires into the details surrounding this witness' experiences during the incident. It is closely related to many of plaintiffs' designations, including the testimony designated by plaintiffs

				PRAY PROPERTY OF THE PROPERTY	
49:10-24	49:6-7			Plaintiffs' Designations	
				Defendants' Objections	
				Plaintiffs' Responses to Defendants' Objections	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
		48:23-49:3 Exhibit 1479		Defendants' Cross Designations	AJEMU OSUP <i>i</i> ons in italicized September 14-1
		Improper counterdesignation, because not necessary for completeness of any designation by plaintiffs.		Plaintiffs' Objections and Counter-Designations	AYOJO 1 text) 17, 2005
		This designation is well within the scope of plaintiffs' direct, which inquires into the details surrounding this witness' experiences during the incident. It is closely related to many of plaintiffs' designations, including the testimony designated by plaintiffs at 49:6-7; 49:10-24.	at 49:6-7; 49:10-24.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

	FLAIN HERS, DI	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	AJEMU OSUP/ ions in italicized September 14-1	AYOJO text) 7, 2005	
Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
51:21-22					
51:25-52:8			:		
52:12-18					
53:1-7					
53:20-21					
53:24					
55:17-20					
55:23					
55:25					

	PLAINTIFFS' DI	RECT & DEFENDANT'S	S CROSS EXAM	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS	
		OF DAMILOHUN MAJEMU OSUPAYOJO	AJEMU OSUP/	VYOJO	
TOTAL THE		(Counter-Designations in italicized text)	ions in italicized	text)	
		Depositions taken on September 14-17, 2005	September 14-1	7, 2005	
Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
56:2-3				HARDEN AND SERVICE	
56:5-56:18					
56:21-25					
57:1-2	-				7 17 17 17 17 17 17 17 17 17 17 17 17 17
57:5-6					
57:20					
57:23-24					
	To a second seco		58:1-3		
58:4-10					

63:9-10	63:1-2	62:22-23	61:16-17	61:7-13	60:7-14	Exh. 1480	60:2-4	58:14-17	Plaintiffs' Defend Designations		
									Defendants' Objections		PLAINTIFFS' DIF
									Plaintiffs' Responses to Defendants' Objections	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	ECT & DEFENDANT'S
									Defendants' Cross Designations	AJEMU OSUPA ons in italicized t September 14-17	CROSS EXAMI
									Plaintiffs' Objections and Counter-Designations	YOJO text) 7, 2005	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
									Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		

	PLAINTIFFS' DI	RECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	S CROSS EXAM LAJEMU OSUPA tions in italicized September 14-1	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations
63:13				
63:21-22				
63:24-25				
64:11-12				
64:14				
65:15-66:4				
66:20-23				
70:18-71:5				
71:7-10				

		7	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	-7	~1		~1		
	Plaintiffs' Designations	71:13-15	71:18-25	72:12-14	72:17	72:19-20	72:23	72:25-73:2	73:15-16
PLAINTIFFS' DI	Defendants' Objections								Lacks foundation; calls for speculation. FRE 602.
(RECT & DEFENDANT'S CROSS EXAMINATIOF OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections								His ability to observe the events have been
S CROSS EXAN [AJEMU OSUP, ions in italicized September 14-1	Defendants? Cross Designations								
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Objections and Counter-Designations								
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations								

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75:24-77:5	75:7-11	74:24-75:5	74:19-21	74:9	74:3-5	73:20		Plaintiffs' Designations	
):5						iffs)	
76:6-13: Inadmissible								Defendants' Objections	PLAINTIFFS' DI
Hearsay exceptions of present sense impression,							is not speculating but rather describing what he saw.	Plaintiffs' Responses to Defendants' Objections	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATE OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
								Defendants' Cross Designations	CROSS EXAM AJEMU OSUPA tons in italicized i September 14-17
								Plaintiffs' Objections and Counter-Designations	IINATION DESIGNATIONS AYOJO (text) 7, 2005
								Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

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77:13-18		Plaintiffs' Designations	
Impermissible lay opinion not "rationally based on the perception of the witness." FRE 701.	hearsay. FRE 802. 77:3-5: Impermissible lay opinion not "rationally based on the perception of the witness." FRE 701. Motion to strike as non-responsive.	Defendants' Objections	PLAINTIFFS' DII
Statement that witness saw a bullet wound is a description, not an opinion.	FRE 803(1), and excited utterance, FRE 803(2). Supplemental designation of 75:12-23 for clarity. Statement that witness saw a bullet wound is a description, not an opinion, and is responsive to question of what he saw.	Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATE OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
		Defendants' Cross Designations	CROSS EXAM AJEMU OSUPA ons in italicized : September 14-17
		Plaintiffs? Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
		Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

Plaintiffs' Defendants' Objections Designations Testimony regarding what the malicious intent of prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b). Testimony regarding what happened to non-party the security officers who prove action in conformity prove action in conformity the security officers who were holding the work admissible to prove motive, intent or plan. FRE 404(b). Testimony regarding what happened to non-party the malicious intent of the m			Depositions taken on September 14-1	September 14-17	17, 2005
:8 :S Testimony regarding what happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b). Testimony regarding what happened to non-party	Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations
:8 :S Testimony regarding what happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b). Testimony regarding what happened to non-party	78:20-79:9				TO COMPANY TO THE COM
Testimony regarding what happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b). Testimony regarding what happened to non-party	79:15-24		-		
happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b). Testimony regarding what happened to non-party	80:23-81:8				
Testimony regarding what happened to non-party		Testimony regarding what happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b).	Testimony is relevant to the malicious intent of the security officers who were holding the protesters, including Bola Oyinbo, in the container. Acts such as these are admissible to prove motive, intent or plan. FRE 404(b).		
		Testimony regarding what happened to non-party	Testimony is relevant to the malicious intent of		

Plaintiffs' Defendants' Objections Designations Plaintiffs' Responses to Defendants' Chijections Designations Plaintiffs' Responses to Defendants' Objections Cross Counter-Designations Plaintiffs' Responses to Defendants' Objections Cross Counter-Designations Plaintiffs' Responses to Defendants' Objections Cross Counter-Designations Designations Plaintiffs' Responses to Defendants' Objections Cross Counter-Designations Designations			FLAINIIFES DI	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005		AYOJO text) 7, 2005	
witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b).	e e	laintiffs' signations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs? Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
83:21-23 87:4-9 87:16-18 88:1-8 89:10-24			witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b).	the security officers who were holding the protesters, including Bola Oyinbo, in the container. Acts such as these are admissible to prove motive, intent or plan. FRE 404(b).			
87:4-9 87:16-18 88:1-8 89:10-24	83:2	21-23					
87:16-18 88:1-8 89:10-24	87:2	4-9					
88:1-8	87:	16-18					
89:10-24	88:	1-8					
	89:	10-24					

OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIERS DIRECT & DEFENDANTS CROSS EVANIVATION DESCRIPTIONS
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			r		ī	1		·					
96:16-96:22	95:15-25	94:17-21	93:25-94:1	93:12-14	92:19-25	92:12-14	91:5-18	90:14-19	Plaintiffs' Designations				
Testimony regarding what									Defendants' Objections				PLAINTIFFS' DI
Testimony is relevant to									Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-1	(Counter-Designations in italicized text)	OF DAMILOHUN MAJEMU OSUPAYOJO	RECT & DEFENDANT'S
									Defendants' Cross Designations	September 14-1	ons in italicized	AJEMU OSUPA	CROSS EXAM
									Plaintiffs? Objections and Counter-Designations	17, 2005	text)	YOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
									Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations				

					98:23-99:11
		·			se 3:98:6-10
					97:23-98:3
A CONTRACTOR OF THE CONTRACTOR					97:11-16
			the malicious intent of the security officers who were holding the protesters, including Bola Oyinbo, in the container. Acts such as these are admissible to prove motive, intent or plan. FRE 404(b).	happened to non-party witness is irrelevant, waste of time, and if offered to prove action in conformity therewith is barred by 404(b). FRE 401-403, 404(b).	-SI Document 2062 File
Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	Plaintiffs? Objections and Counter-Designations	Defendants' Cross Designations	Plaintiffs' Responses to Defendants' Objections	Defendants? Objections	d 11/03/08 P Plaintiffs: Designations
	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	CROSS EXAMI AJEMU OSUPAN ions in italicized t September 14-17,	IRECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	PLAINTIFFS' D	age 17 of 63

	PI AINTIFFS' DII	RECT & DEFENDANT'S	CROSS EXAM	PLAINTIFES' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS	
		OF DAMILOHUN MAJEMU OSUPAYOJO	AJEMU OSUPA	VOJO	
		(Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	ions in italicized September 14-17	text) 7, 2005	
Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
99:13-16		N. I.O. S. D. P. D. S. D.			
99:18-25					
100:11-12					
100:14-24					
101:1-6					
102:4-13					
103:19-104:3					
104:14					
104:17-19					

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	106:7-8	105:25-106:4	105:19-22	105:15-17	105:12-13	Plaintiffs' Designations			
						Defendants' Objections			PLAINTIFFS' DI
						Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-17, 2005	OF DAMILOHUN MAJEMU OSUPAYOJ	RECT & DEFENDANT'S
107:13-15						Defendants' Cross Designations	September 14-17	AJEMU OSUPA	CROSS EXAM
Lacks foundation, calls for speculation. 107:16-19 (told where he was by Bola).						Plaintiffs' Objections and Counter-Designations	7, 2005	PAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
The foundation objection is frivolous. There is more than sufficient foundation for this witness to testify regarding his own whereabouts. His testimony is not						Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		,	

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(Counter-Designations in italicized text)

Depositions taken on September 14-17, 2005

The second secon	Plaintiffs' Designations			
	Defendants' Objections			
T.	Plaintiffs? Responses to Defendants? Objections			
A to the first that t	Defendants' Cross Designations		108:2-4	108:14-16
	Plaintiffs' Objections and Counter-Designations		Lacks foundation, calls for speculation. 108:5-8 (told where he was by Bola).	Lacks foundation, calls for speculation. 108:17-21 (told where he
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	speculative but is based upon his percipient observations.	The foundation objection is frivolous. There is more than sufficient foundation for this witness to testify regarding his own whereabouts. His testimony is not speculative but is based upon his percipient observations.	The foundation objection is frivolous. There is more than sufficient foundation for this



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118:9	117:25-118:5				Plaintiffs? Designations	
Inadmissible hearsay, satisfying none of the	Inadmissible hearsay satisfying none of the prerequisites for an excited utterance. FRE 802.				Defendants' Objections	PLAINTHFFS' DI
Hearsay exception, under	Hearsay exception, under FRE 803(1) and (2).				Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
		109:18	109:12-15		Defendants' Cross Designations	CROSS EXAM AJEMU OSUPA ons in italicized September 14-1
				was of Econy.	Plaintiffs' Objections and Counter-Designations Trace by Role)	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
				regarding his own whereabouts. His testimony is not speculative but is based upon his percipient observations.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

					,		
	Plaintiffs' Designations		118:11-12	118:15	118:18-20	118:23-119:1	119:5-7
PLAINTIFFS' DI	Defendants? Objections	prerequisites for an excited utterance. FRE 802.	Inadmissible hearsay, satisfying none of the prerequisites for an exdited utterance. FRE 802	Inadmissible hearsay, satisfying none of the prerequisites for an excited utterance. FRE 802		•	
RECT & DEFENDANT'S CROSS EXAMINATIOF OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections	FRE 803(1) and (2).	Hearsay exception, under FRE 803(1) and (2).	Hearsay exception, under FRE 803(1) and (2).			
CROSS EXAM AJEMU OSUPA ons in italicized September 14-17	Defendants' Cross Designations				. :		
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Objections and Counter-Designations			-			
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		-				

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120:5-7	119:25-120:3	119:19-21	119:11-15	Plaintiffs' Designations		
120: 5-7: Inadmissible hearsay, satisfying none of the prerequisites for an excited utterance. FRE 802.	120:2-3: Inadmissible hearsay, satisfying none of the prerequisites for an excited utterance. FRE 802.		Inadmissible hearsay, satisfying none of the prerequisites for an excited utterance. FRE 802. Motion to strike as non-responsive to the question.	Defendants' Objections		PF AINTIFES' DI
120:5-7: Hearsay exception, under FRE 803(1) and (2).	120:2-3: Hearsay exception, under FRE 803(1) and (2).		Hearsay exception, under FRE 803(1) and (2).	Plaintiffs' Responses to Defendants' Objections	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	PLAINTIFES: DIRECT & DEFENDANTS CROSS FXAMI
·	·			Defendants' Cross Designations	AJEMU OSUPA ions in italicized September 14-17	MAXE SSOAU
	·			Plaintiffs' Objections and Counter-Designations		INATION DESIGNATIONS
				Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		

OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
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		OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Plaintiffs Responses to Defendants Plain	AJEMU OSUP / ions in italicized September 14-1 Defendants	text) 7, 2005 Plaintiffe Objections and
Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	
	hearsay, satisfying none of the prerequisites for an excited utterance FRE 802.	at all but a description of how Bola Oyinbo looked.		
120:21-23				
			139:13-14	
			139:17-140:21	
			141:14-16	-
			173:4-16	ļ
		-	-	

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Plaindffs' Designations						
PLAINTIFFS' D. Defendants' Objections						
OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Plaintiffs' Responses to Defendants' Objections Designations Designations 173:19-24						
AJEMU OSUP. lons in italicized September 14-1 Defendants' Cross Designations 173:19-24	Exhibit 1480	174:2-12	Exhibit 1480	174:15-175:1	Exhibit 1480	176:5-13
PLAINTIFFS? DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Plaintiffs? Responses to Cross Defendants' Objections Designations 173:19-24						176:11-13: Move to strike unsworn statements of counsel.
Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations						is necessary to clarify witness' nonverbal acts during the deposition; plaintiffs do not contest the accuracy of the explanation.

	(Counter-Designations in Italicized text) Depositions taken on September 14-17, 2005	September 14-1	7, 2005
Plaintiffs: Defendants' Objections Designations	ctions Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations
		176:18-177:8	176:18-19 and 177:4-8: Move to strike unsworn statements of counsel.
		177:20-25	
		179:10-22	
		180:2-3	
		180:10-11	
		180:13-20	·
		-	

		(Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	ons in italicized September 14-1	l text) [7, 2005	
Plaintiffs? Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
			181:23-182:9		
			184:25-185:8		
			185:11-16	185:17, 186:15-22; 186:25- 187:4	Counter-designation is not necessary for
				DMP-	designated testimony.
			191:2-4		
			196:15-16		
			Exhibit 1480		
			196:18-24		
			Exhibit 1480		

	Plaintiffs' Designations								
PLAINTIFFS' D	Defendants' Objections	Abbe access							
IRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections								
AJEMU OSUPA ions in italicized September 14-1	Defendants' Cross Designations	197:5-8	Exhibit 1480	197:11	Exhibit 1480	248:25-249:2			
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Objections and Counter-Designations			198:22-199:2		Irrelevant. FRE 402.			
S	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations					The witness testifies regarding his participation in the	Parabe incident. Testimony regarding his knowledge of the prior	Itsekiri incident and the CIC's goals during the Parabe incident are	relevant to understanding this witness' conduct and state of mind during the

			Plaintiffs? Designations	
	· .		Defendants' Objections	
			Plaintiffs' Responses to Defendants' Objections	(Counter-Designations in Italicized text) Depositions taken on September 14-17, 2005
249:11-16	249:4-8		Defendants' Cross Designations	ons in italicized September 14-1
Irrelevant. FRE 402.	Irrelevant. FRE 402.		Plaintiffs' Objections and Counter-Designations	(ext) 7, 2005
The witness testifies regarding his participation in the Parabe incident.	The witness testifies regarding his participation in the Parabe incident. Testimony regarding his knowledge of the prior Itsekiri incident and the CIC's goals during the Parabe incident are relevant to understanding this witness' conduct and state of mind during the incident.	incident.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

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·		Plaintiffs? Designations	
		Defendants' Objections	PLAINTIFFS' I
		Plaintiffs' Responses to Defendants' Objections	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
249:19-21		Defendants? Cross Designations	S CROSS EXAN IAJEMU OSUP, tions in italicized September 14-1
Irrelevant. FRE 402.		Plaintiffs' Objections and Counter-Designations	AINATION DESIGNATIONS AYOJO 1 text) 17, 2005
The witness testifies regarding his participation in the Parabe incident. Testimony regarding his knowledge of the prior Itsekiri incident and the CIC's goals during the Parabe incident are relevant to understanding	Testimony regarding his knowledge of the prior Itsekiri incident and the CIC's goals during the Parabe incident are relevant to understanding this witness' conduct and state of mind during the incident.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	•

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			Plaintiffs' Designations	
			Defendants' Objections	PLAINTIFFS' DI
			Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
249:25-250:5	249:23		Defendants' Cross Designations	AJEMU OSUPA ions in italicized September 14-1
	Irrelevant. FRE 402.		Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
	The witness testifies regarding his participation in the Parabe incident. Testimony regarding his knowledge of the prior Itsekiri incident and the CIC's goals during the Parabe incident are relevant to understanding this witness' conduct and state of mind during the incident.	this witness' conduct and state of mind during the incident.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

<u> </u>		OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	AJEMU OSUP, ions in italicized September 14-1	AYOJO text) 7, 2005	
	Plaintiffs' Defendants' Objections Designations	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
			257:16-17		
			257:19-21		
			257:23		
			261:23-25	Hearsay. FRE 802.	Testimony regarding his understanding of the
				022	invaders' plans during the Parabe incident is admissible to show the witness' state of mind.
			262:3-6	Hearsay. FRE 802.	Testimony regarding his understanding of the
				0 7	invaders' plans during the Parabe incident is admissible to show the

		OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	AJEMU OSUPA ons in italicized September 14-1'	AYOJO (text) 7, 2005	
 Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs? Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
 E PER E PER			AL DESCRIPTION OF THE PROPERTY		witness' state of mind.
			262:12-13	Hearsay. FRE 802.	Testimony regarding his understanding of the invaders' plans during
				O(R	the Parabe incident is admissible to show the witness' state of mind and knowledge.
			262:15-18	Hearsay. FRE 802.	Testimony regarding his understanding of the
				2 P	invaders' plans during the Parabe incident is admissible to show the witness' state of mind and knowledge.
			267:1-2	Relevance. FRE 402.	Where the witness was located when he boarded

(Counter-Designations in italiaized taxt)	OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS

aye 34	Plaintiffs, Designations	ocument 2002 Filet	-02500-31 L	
	S' Defendants' Objections ons			
Depositions taken on September 14-	Plaintiffs' Responses to Defendants' Objections			
	Defendants' Cross Designations	Exhibit 1481	267:6-8 Exhibit 1481	
17, 2005	Plaintiffs' Objections and Counter-Designations	Stand	Relevance. FRE 402 265:11-265:2	Spained
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	the barge during the Parabe incident is relevant to understanding this witness' conduct and his opportunity to observe events during the incident.	Where the witness was located when he boarded the barge during the Parabe incident is	this witness' conduct and his opportunity to observe events during the incident. Plaintiffs' counter-designations are incomprehensible, and

С	ase 3:99-cv-02506-SI Document 2062	File	d 11/03/08 P	age 35 of 63
			Plaintiffs' Designations	
			Defendants' Objections	PLAINTIFFS' I
			Plaintiffs' Responses to Defendants' Objections	DIRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
268:13-20 Hg: 13-[1	267:12-16 Exhibit 1481		Defendants' Cross Designations	S CROSS EXAN IAJEMU OSUP, tions in italicized September 14-1
Relevance. FRE 402	Relevance. FRE 402 265:11-265:2		Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
Where the witness was located when he boarded the barge during the	Where the witness was located when he boarded the barge during the Parabe incident is relevant to understanding this witness' conduct and his opportunity to observe events during the incident. Plaintiffs' counter-designations are confusing incomprehensible, and defendants cannot adequately respond.	adequately respond.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

-35- 768: 17 - 24 excluded

OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
DAMILOHUN MAJEMU OSUPAYOJO	& DEFENDANT'S CROSS EXAMINATION DESIGNATIONS

age 30 or 03	G 22,00,00 1		
	Plaintiffs' Designations		
	Defendants' Objections		
*	ions		
OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections		
1AJEMU OSUP./ tions in italicized September 14-1	Defendants' Cross Designations	Exhibit 1481	268:23-24 Exhibit 1481 SV
AYOJO text) 7, 2005	Plaintiffs' Objections and Counter-Designations	265:11-265:2	Relevance. FRE 402 265:11-265:2
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	Parabe incident is relevant to understanding this witness' conduct and his opportunity to observe events during the incident. Plaintiffs' counter-designations are confusing incomprehensible, and defendants cannot adequately respond.	Where the witness was located when he boarded the barge during the Parabe incident is relevant to understanding this witness' conduct and his opportunity to observe events during the

			Plaintiffs' Defendants' Objections Designations	PLAINTIF
			ions Plaintiffs' Responses to Defendants' Objections	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
270:16-19	270:13-14		Defendants* Cross Designations	AJEMU OSUP. ions in italicized September 14-1
	Hearsay. FRE 802.	-	Plaintiffs' Objections and Counter-Designations	IINATION DESIGNATIONS AYOJO text) 7, 2005
	Testimony regarding his understanding of the invaders' plans during the Parabe incident and whether the invasion was authorized by the chief is admissible to show the witness' and invaders' state of mind and knowledge.	incident. Plaintiffs' counter-designations are confusing incomprehensible, and defendants cannot adequately respond.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	• · · ·

					Plaintiffs' Designations	· ·
					Defendants' Objections	PLAINTIFFS' DI
					Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
280:5-13	277:5-12	273:10-11	271:23-272:3	271:16-20	Defendants' Cross Designations	CROSS EXAM AJEMU OSUP! ons in italicized September 14-1
	277:13-21; 278:1-9		-		Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
	Counter-designation is not necessary for completing the designated testimony. It is also irrelevant, misleading, confusing, and would result in wasting time. FRE 401-403.				Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

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	Plaintiffs' Designations										
PLAINTIFFS' DI	Defendants' Objections	100000000000000000000000000000000000000									
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections	3744400000									
CROSS EXAM AJEMU OSUPA ions in italicized September 14-1	Defendants' Cross Designations	Exhibit 1482	282:15-22	Exhibit 1485	282:25-283:12	Exhibit 1485	Exhibit 1405	Exhibit 1406	283:16-20	Exhibit 1406	283:23
IINATION DESIGNATIONS AYOJO text) 7, 2005	Plaintiffs' Objections and Counter-Designations										
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations										

	FLAINIIFES	OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	S CKOSS EXALV [AJEMU OSUP./ ions in italicized September 14-1	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	
Plaintiffs? Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
			Exhibit 1406		
			285:4-5		
			Exhibit 1408		
			285:7-12		
			Exhibit 1408		
			285:15		
			Exhibit 1408		
			292:19-20		
			292:23-293:2		

Country Designations in its living tout	OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
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	Plaintiffs' Designations									
PLAINTIFFS' D	Defendants? Objections									
OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections									
S CROSS EXAM [AJEMU OSUP, ions in italicized September 14-1	Defendants' Cross Designations	293:5-8	293:11-14	293:17-294:1	294:11-12	294:15-19	294:22-25	295:2	295:6-8	295:10
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Objections and Counter-Designations									
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations									

(Counter-Designations in italicized text)

age 42	Depositions taken on September 14-1	September 14-1	17, 2005
Plaintiffs' Defendants' Objections Designations	Plaintiffs' Responses to Defendants' Objections	Defendants? Cross Designations	Plaintiffs' Objections and Counter-Designations
		295:12-13	
		295:15-16	
		295:24-296:1	
		296:2-4	
		296:6	
		296:24-297:2	
		298:11-13	
		308:22-309:5	
		309:7-10	

Plaintiffs' Designations									
PLAINTIFFS' DI									
RECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Plaintiffs' Responses to Defendants' Plain Cross Defendants' Objections Designations	■ へんというパインションコースをおけるごとからからないないないないないないないないないないないできないできないというないないないできないというできないできない。少くからいろうというできないできない。	NKZ namatini kakasana na katalini na kakanana katalini na katalini na katalini na katalini na katalini na kata	MKATATATATATATATATATATATATATATATATATATAT		HIACHTER HER STEELS AND STEELS AN	HACK THE PROPERTY OF THE PROPE		HACK THE PROPERTY OF THE PROPE	
AJEMU OSUPA ions in italicized September 14-1 Defendants Cross Designations	300:17	303.12	335:10-11	335:10-11 Exhibit 1480	335:10-11 Exhibit 1480 335:14-20	335:10-11 Exhibit 1480 335:14-20 Exhibit 1480	335:10-11 Exhibit 1480 335:14-20 Exhibit 1480 335:22-23	335:10-11 Exhibit 1480 335:14-20 Exhibit 1480 Exhibit 1480	335:10-11 Exhibit 1480 335:14-20 Exhibit 1480 335:22-23 Exhibit 1480 335:25-336:4
PLAINTIFFS? DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005 Ints' Objections Plaintiffs' Responses to Defendants' Plaintiffs' Objections and Cross Counter-Designations Designations Designations									
Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	The state of the s								

					Plaintiffs' Designations	
					Defendants' Objections	PLAINTIFFS' D
					Plaintiffs' Responses to Defendants' Objections	IRECT & DEFENDANT'S CROSS EXAMINATIOF OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
337:16-22 Exhibit 1480	337:9-14 Exhibit 1480	336:22-337:6 Exhibit 1480	336:13-19 Exhibit 1480	336:6-10 Exhibit 1480	Defendants' Cross Designations	CROSS EXAM AJEMU OSUP A ons in italicized September 14-1
					Plaintiffs? Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
	·				Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
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	Plaintiffs' Designations		·			
PLAINTIFFS' DI	Defendants' Objections					
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections					
CROSS EXAM AJEMU OSUPA ions in italicized September 14-1	Defendants' Cross Designations	354:10-11	354:14-18	355:21-24	356:1	367:21-23
INATION DESIGNATIONS AYOJO text) 7, 2005	Plaintiffs' Objections and Counter-Designations				357:11-12; 357:14-15; 358:21-22; 358:25; 361:19- 20; 362:4-9; 362:11	
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations				Counter-designation is not necessary for completing the designated testimony. It is also irrelevant, misleading, confusing, and would result in wasting time. FRE 401-403.	

OF DAMILOHUN MAJEMU OSUPAYOJO	VINTIFES' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIG
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						Plaintiffs' Designations				
						Defendants' Objections				PLAINTIFFS' DI
						Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-17, 2005	(Counter-Designations in italicized	OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMI
371:8-10	369:17-21	369:5-6	368:21-369:2	368:5-6	367:25-368:3	Defendants' Cross Designations	September 14-1	ons in italicized	AJEMU OSUPA	CROSS EXAM
	369:22-24					Plaintiffs' Objections and Counter-Designations	7, 2005	text)	OfoX	INATION DESIGNATIONS
	Counter-designation is not necessary for completing the designated testimony. The question was what the soldiers said in pidgin English, not translated.					Defendants? Responses to Plaintiffs? Objections and Objections to Counter-Designations				V -2

(Counter-Designations in italicized text)

				Plaintiffs' Designations	
				Defendants' Objections	
				Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-1
427.25.428.5	371:23-372:10	371:18-20	371:13-16	Defendants? Cross Designations	September 14-1
I acks foundation calls for	372.11, 14			Plaintiffs' Objections and Counter-Designations	7, 2005
The witness' testimony	Counter-designation is not necessary for completing the designated testimony. It is also irrelevant, misleading, confusing, and would result in wasting time. FRE 401-403. It is clear from the designated testimony beginning at 371:8-10 who is speaking.			Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

	Plaintiffs' Designations	
	Defendants' Objections	PLAINTIFFS' DI
	Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
Exhibit 1488	Defendants' Cross Designations	CROSS EXAM AJEMU OSUP/ ons in italicized September 14-1
not in evidence, argumentative.	Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
recognize the person featured in the photograph is not speculative and does not lack foundation. Nor does the testimony assume facts not in evidence. The question of whether the witness recognizes the person is not argumentative. Plaintiffs do not make the same objections to subsequent testimony of the witness regarding whether he recognizes persons featured in photos.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

aye 50 01 03		PLAINTIFFS' DI	RECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	CROSS EXAM AJEMU OSUPA lons in italicized September 14-17	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	
u 11/03/06 Pe	Plaintiffs' Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
FIIE				428:7-9		
2002				Exhibit 1488		
шеш				428:11-14		
Docu				Exhibit 1488		
J-31				428:17-21		
-0250				Exhibit 1488		
9-CV				428:24		
SE 3.3				Exhibit 1488		
Ca				432:1-3		
				Exhibit 1411		
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					Plaintiffs' Designations	
					Defendants' Objections	PLAINTIFFS' DI
					Plaintiffs' Responses to Defendants' Objections	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
433:1-3 Exhibit 1411	432:21-24 Exhibit 1411	432:14-18 Exhibit 1411	432:10-12 Exhibit 1411	432:6-8 Exhibit 1411	Defendants' Cross Designations	CROSS EXAM AJEMU OSUPA ons in italicized September 14-1
					Plaintiffs' Objections and Counter-Designations	INATION DESIGNATIONS AYOJO text) 7, 2005
					Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

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									Plaintiffs' Designations				
									Defendants' Objections				PLAINTIFFS' DI
									Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-17, 2005	(Counter-Designations in italicized text)	OF DAMILOHUN MAJEMU OSUPAYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAM
439:14-15	437:9-14	434:7	434:2-4	433:21-25	Exhibit 1411	433:10	Exhibit 1411	433:6-8	Defendants' Cross Designations	September 14-1	ons in italicized	AJEMU OSUPA	CROSS EXAM
									Plaintiffs' Objections and Counter-Designations	7, 2005	text)	YOJO	MINATION DESIGNATIONS
									Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations				

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(Counter-Designations in italicized text)

Depositions taken on September 14-17, 2005

Plaintiffs? Designations	Defendants' Objections	Plaintiffs' Responses to Defendants' Objections	Defendants' Cross Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
			439:17-18		
			439:21-23		
			440:1-6		
			440:8-11		
			440:13-21		
			440:23-441:6	441:4-6: Asked and answered; harassing, argumentative.	The witness did not answer the question when previously asked, and the question asking for clarification of apparently inconsistent testimony is not argumentative or



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			Plaintiffs' Designations	
			Defendants' Objections	PLAINTIFFS' I
			Plaintiffs' Responses to Defendants' Objections	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
441:20-21	441:9-18		Defendants' Cross Designations	S CROSS EXAN [AJEMU OSUP, ions in italicized September 14-1
Asked and answered; harassing, argumentative.	Asked and answered; harassing, argumentative.		Plaintiffs' Objections and Counter-Designations	MNATION DESIGNATIONS AYOJO text) 7, 2005
This designation is only the witness' answer, and does not include any question. The witness did not answer the question preceding the designated testimony when previously asked,	The witness did not answer the question when previously asked, and the question asking for clarification of apparently inconsistent testimony is not argumentative or harassing.	harassing.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	

Cas	e 3:99-cv-02506-SI Do	cument 2062 F	iled 11/03/08	Page 55 of 63
·			Plaintiffs' Designations	
			Defendants' Objections	PLAINTIFFS' D
			Plaintiffs' Responses to Defendants' Objections	IRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
454:24-455:8	454:17-21		Defendants' Cross Designations	CROSS EXAM AJEMU OSUP / ions in italicized September 14-1
Argumentative, asked and answered.	Asked and answered; harassing, argumentative. Move to strike as non- responsive. Multiple of the strike as non- responsive.		Plaintiffs' Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
The question was not previously asked, and the question asking for clarification of	The question was not previously asked, and the question asking for clarification of apparently inconsistent testimony is not argumentative or harassing.	for clarification of apparently inconsistent testimony is not argumentative or harassing.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations and the question asking	

Case 3:99-cv-02506-SI	Document 2062	Filed 11/03/08	Page 56 of 63
		Plaintiffs' Designations	
	·	Defendants' Objections	PLAINTI
		MONS	FFS' DI
		Plaintiffs' Responses to Defendants' Objections	RECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
455:10-21 455:10-21 453 453 453		Defendants? Cross Designations	S CROSS EXAM [AJEMU OSUPAtions in italicized September 14-1]
Argumentative, asked and answered. The question was not previously asked, the witness refused to directly answer these question asking for olarification of testimony is not argumentative. The question was not previously asked, the witness refused to directly answer these question asking for olarification of argumentative.		Plaintiffs? Objections and Counter-Designations	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005
The question was not previously asked, the witness refused to directly answer these questions, and the question asking for plarification of apparently inconsistent testimony is not argumentative.	not argumentative. The non-responsive nature of the witness' answer demonstrates his evasive and uncredible testimony.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations apparently inconsistent and evasive testimony is	

·	Plaintiffs' Designations		
PLAINTIFFS' DI	Defendants? Objections		
RECT & DEFENDANT'S CROSS EXAMINATION OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections		
CROSS EXAM AJEMU OSUP A ons in italicized September 14-1	Defendants' Cross Designations	457:4-5	457:8-9
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Objections and Counter-Designations	Asked and answered.	Asked and answered.
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	The question was not previously asked (rather, the witness was asked to repeat words in Pidgin English, not his native Ilaje language), the witness refused to directly answer these questions, and the question asking for clarification of apparently inconsistent testimony is not argumentative or harassing.	The designated testimony is not a question, but an answer. The question at 457:4-5

						Plaintiffs' Designations			
			·			Defendants? Objections			PLAINTIFFS' DI
						Plaintiffs' Responses to Defendants' Objections	(Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	OF DAMILOHUN MAJEMU OSUPAYOJO	RECT & DEFENDANT'S
507:15-21	504:14-17	503:23-504:11	502:25-503:8	502:14-23		Defendants' Cross Designations	ons in italicized September 14-1	AJEMU OSUPA	CROSS EXAM
	The Addition of the Control of the C					Plaintiffs? Objections and Counter-Designations	text) 7, 2005	VOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
					was not previously asked (rather, the witness was asked to repeat words in Pidgin English, not his native Ilaje language), and the witness refused to directly answer these questions.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations			

	Plaintiffs' Designations					
PLAINTIFFS' DI	Defendants' Objections					
PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATI OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections					
CROSS EXAM AJEMU OSUPA ons in italicized September 14-1'	Defendants' Cross Designations	508:8-9	508:12-15	512:6-7	512:10	524:15-525:1
IINATION DESIGNATIONS AYOJO text) 7, 2005	Plaintiffs' Objections and Counter-Designations			510:23-25; 511:6-9; 512:2-5		
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations			Counter-designation is not necessary for completing the designated testimony. It is also irrelevant, misleading, confusing, and would result in wasting time. FRE 401-403.		

								Plaintiffs' Designations				
							,	Defendants' Objections				PLAINTIFFS' DI
								Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-17, 2005	(Counter-Designations in italicized	OF DAMILOHUN MAJEMU OSUPAYOJO	RECT & DEFENDANT'S
568:16-23	566:19-20	566:7-16	565:9-566:4	565:5-7	525:12	525:7-10	525:4-5	Defendants' Cross Designations	September 14-1	ons in italicized	AJEMU OSUP <i>i</i>	CROSS EXAM
568:24-569:1; 569:3-4								Plaintiffs' Objections and Counter-Designations	7, 2005	text)	YOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
Counter-designation is not necessary for completing the								Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations				•

PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS

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	Plaintiffs' Designations								
	Defendants' Objections								
OF DAMILOHUN MAJEMU OSUPAYOJO (Counter-Designations in italicized text) Depositions taken on September 14-17, 2005	Plaintiffs' Responses to Defendants' Objections								
AJEMU OSUP. ions in italicized September 14-1	Defendants' Cross Designations		589:12-14	589:17-22	598:11-20	598:22-599:1	599:3-7	599:10-13	
AYOJO 1 text) 17, 2005	Plaintiffs' Objections and Counter-Designations	A CONTRACTOR OF THE CONTRACTOR		591:22-24; 592:2-3				Relevance. FRE 402.	200
	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	designated testimony.		Counter-designation is not necessary for completing the designated testimony		-		This testimony is	personal knowledge and

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		Plaintiffs? Designations				
		Defendants' Objections				PLAINTIFFS' DI
		Plaintiffs' Responses to Defendants' Objections	Depositions taken on September 14-17, 2005	(Counter-Designations in italicized text)	OF DAMILOHUN MAJEMU OSUPAYOJO	RECT & DEFENDANT'S
599:18		Defendants' Cross Designations	September 14-1	ons in italicized	AJEMU OSUP/	CROSS EXAM
Relevance. FRE 402.		Plaintiffs' Objections and Counter-Designations	7, 2005	text)	VYOJO	PLAINTIFFS' DIRECT & DEFENDANT'S CROSS EXAMINATION DESIGNATIONS
This testimony is relevant to the witness' personal knowledge and percipient observations of Arolika's body.	of Arolika's body.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations				